

The Honorable Benjamin H. Settle

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

JOHN DOE #1, an individual,
JOHN DOE #2, an individual, and
PROTECT MARRIAGE
WASHINGTON,

Plaintiffs,

v.

SAM REED, in his official capacity as
Secretary of State of Washington,
BRENDA GALARZA, in her official
capacity as Public Records Officer for
the Secretary of State of Washington,

Defendants.

NO. 09-cv-05456-BHS

DECLARATION OF ANNE
EGELER IN SUPPORT OF
DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT

NOTED ON MOTION CALENDAR:

JULY 22, 2011

ORAL ARGUMENT REQUESTED

I, Anne Egeler, declare as follows:

1. I am an attorney for the Defendants, Secretary of State Sam Reed and Brenda Galarza. I have personal knowledge of the facts set forth in this declaration and am competent to testify to them.
2. Attached as Exhibit 1 are pages 1, 20-21, 47-48, and 62 of the deposition transcript of REDACTED. The sections referenced in the Defendants'

1 Motion for Summary Judgment have been marked, pursuant to Local Civil
2 Rule 10(e)(10).

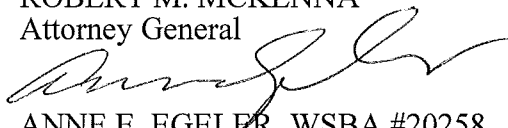
- 3 3. Attached as Exhibit 2 are pages 1, 30-32, and 52 of the deposition transcript of
4 REDACTED. The sections referenced in the Defendants' Motion for
5 Summary Judgment have been marked, pursuant to Local Civil Rule
6 10(e)(10).
- 7 4. Attached as Exhibit 3 are pages 1, 28-30, and 65 of the deposition transcript of
8 REDACTED. The sections referenced in the Defendants' Motion for
9 Summary Judgment have been marked, pursuant to Local Civil Rule
10 10(e)(10).
- 11 5. Attached as Exhibit 4 are pages 1, 17-23, 34-35, 37-38, 41-42, 46-57, and 64
12 of the deposition transcript of REDACTED (John Doe #4). The sections
13 referenced in the Defendants' Motion for Summary Judgment have been
14 marked, pursuant to Local Civil Rule 10(e)(10).
- 15 6. Attached as Exhibit 5 are pages 1, 16-18, 32-35, 53, 56-57, 59-64, 80-83, 86,
16 91-93, and 141 of the deposition transcript of REDACTED. The sections
17 referenced in the Defendants' Motion for Summary Judgment have been
18 marked, pursuant to Local Civil Rule 10(e)(10).
- 19 7. Attached as Exhibit 6 are pages 1, 8-9, 19-20, 24-28, 35-36, 50-54, 66, 68-69
20 and 124 of the deposition transcript of REDACTED. The sections
21 referenced in the Defendants' Motion for Summary Judgment have been
22 marked, pursuant to Local Civil Rule 10(e)(10).
- 23 8. Attached as Exhibit 7 are pages 1, 17-24, 30-31, 41-42, and 123 of the
24 deposition transcript of REDACTED. The sections referenced in the
25

Defendants' Motion for Summary Judgment have been marked, pursuant to Local Civil Rule 10(e)(10).

9. Attached as Exhibit 8 are pages 1, 44-54 and 156 of the deposition transcript of REDACTED. The sections referenced in the Defendants' Motion for Summary Judgment have been marked, pursuant to Local Civil Rule 10(e)(10).
10. Attached as Exhibit 9 are pages 1, 40-42, 47-48, 54-56, 86-91 and 101 of the deposition transcript of REDACTED (John Doe #5). The sections referenced in the Defendants' Motion for Summary Judgment have been marked, pursuant to Local Civil Rule 10(e)(10).
11. Attached as Exhibit 10 are pages 1, 21-22, 25-30, 32, and 40 of the deposition transcript of REDACTED. The sections referenced in the Defendants' Motion for Summary Judgment have been marked, pursuant to Local Civil Rule 10(e)(10).
12. Attached as Exhibit 11 are pages 1, 83-84 and 107 of the deposition transcript of REDACTED. The sections referenced in the Defendants' Opposition To Plaintiffs' Renewed Motion For Protective Order have been marked, pursuant to Local Civil Rule 10(e)(10).

DATED this 29th day of June, 2011.

ROBERT M. MCKENNA
Attorney General


ANNE E. EGELER, WSBA #20258
Deputy Solicitor General
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CERTIFICATE OF SERVICE

I hereby certify that on this date I electronically filed under seal the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to:

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I declare under the penalty of perjury under the laws of the State of Washington that the above is true and correct. Executed this 29th day of June, 2011.

s/ Anne Egeler
Anne Egeler